

## TWENTY-SIXTH DAY.

SENATE CHAMBER, )  
AUSTIN, TEXAS, February 8, 1883. }

The Senate met pursuant to adjournment.

Lieutenant-Governor Martin in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

On motion of Senator Houston, the reading of the journal of yesterday was dispensed with, and the same adopted.

On motion of Senator Johnston of Shelby, the morning call was suspended to take up the message of the Governor, which was read by the Secretary.

EXECUTIVE OFFICE,  
AUSTIN, February 8, 1883.

To the Senate and House of Representatives, State of Texas:

GENTLEMEN:—It becomes my painful duty to inform your honorable bodies of the death of Governor E. J. Davis.

He departed this life at his home in this city, about noon yesterday.

I respectfully suggest such action by your honorable bodies as will testify our respect for the distinguished dead.

Very respectfully,

JOHN IRELAND,  
Governor State of Texas.

Senator Terrell offered the following resolution.

*Resolved*, That the Senate of the State of Texas, in respect for the memory of Edmund J. Davis, once Governor of Texas, do now stand adjourned until to-morrow morning at 10 o'clock.

Adopted unanimously, and Senate adjourned until to-morrow morning at 10 o'clock.

## TWENTY-SEVENTH DAY.

SENATE CHAMBER, )  
AUSTIN, TEXAS, February 9, 1883. }

The Senate met pursuant to adjournment.

Hon. A. W. Houston, President pro tem. in the chair.

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Kleberg, the reading of the journal of yesterday was dispensed with, and the same adopted.

On motion of Senator Farrar, Senator Getzendaner was excused for the day, on account of sickness.

On motion of Senator Stratton, Senator Fleming was excused till next Wednesday, on account of important business.

On motion of Senator Kleberg, Senator Chesley was excused till next Wednesday, on account of important business.

On motion of Senator Davis, the Senate postmaster was excused for the day, on account of sickness.

On motion of Senator Fowler, Senator Perry was excused for the day, on account of sickness.

Senator Evans presented a petition of citizens of Fannin county, asking for a constitutional amendment prohibiting the importation and sale of intoxicating liquors as a beverage.

Referred to Committee on Constitutional Amendments.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,  
AUSTIN, February 8, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 220, entitled "An act to amend the first section of an act entitled 'an act for the relief of persons, firms, or associations of per-

sons who have procured license and complied with the law authorizing them to pursue the occupation of liquor dealers, where they have been or may be prevented from pursuing such occupation on account of the adoption of local option, and to make an appropriation therefor," have carefully examined the same and instruct me to report the same back with the recommendation that it do pass.

This act is necessary, because, while the act of which it is amendatory was intended for the relief of liquor dealers who had operated under the "bell punch," it is so construed by the Comptroller as to include within its benefits only those who had taken out license, and excluding those who had operated under the "bell punch." The appropriation in the original act is not increased by this amendatory act.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,  
AUSTIN, February 8, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 218, entitled "An act to amend articles 1007 and 1008 of the Revised Civil Statutes of the State of Texas, approved February 25, 1879," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the amendment adding the county of Burleson to the article 1007, in the proper place, and striking out the same in article 1008.

The purpose of this bill is to make appeals and writs of error from the counties of Washington and Burleson returnable to Galveston, instead of to Austin, as now provided—the change being made at the request of the bar of the two counties.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

Senator Johnston of Shelby, chairman of Committee on Penitentiaries, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, February 8, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Penitentiaries, to whom was referred Senate bill No. 15, a bill to be entitled "An act establishing a reformatory farm for the confinement, reform and utilization of convicts under the age of twenty years," have carefully considered the same, and instruct me to report it back to the Senate and recommend that it do pass, with the following amendments, to-wit:

1. In section 1, line 3, strike out all after the words "be located" down to and including "longitude," the last word in line 4, and inserting in lieu thereof, "by the penitentiary board at such place as it may deem best."

2. In line 1, of section 4, strike out "twenty" and insert "eighteen," and in line 5, of section 4, strike out "twenty" and insert "eighteen;" and in line 1, section 4, strike out "three" and insert "five."

3. In line 13, section 5, after word "removed," insert the words, "by the board."

4. After the word "board," in line 25, section 9, insert "or some member thereof."

5. In line 32, section 11, strike out "a carpenter, blacksmith and shoe shop," and insert in lieu thereof, "such mechanical workshops as may be profitable."

6. In line 3, section 12, strike out "one hundred and twenty-five," and substitute therefor "seventy-five."

All of which is respectfully submitted.

JOHNSTON, Chairman.

Bill read first time.

Senator Jones, chairman of Committee on Insurance, Statistics and History, submitted the following report:

COMMITTEE ROOM,  
AUSTIN, February 7, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Insurance, Statistics and History, to whom was referred the communication of J. K. Holland, in which he proposes to sell to the State a collection of books, numbering in all about twenty volumes, and claimed to be of great historical value, have had the same under consideration, and instruct me to report the same back with the recommendation that the Commissioner of Insurance, Statistics and History be authorized to purchase said books for the State, at a price not to exceed five hundred dollars (\$500), if, in his judgment, they cannot be gotten elsewhere and for a less cost, and if, in his judgment, the same are of sufficient historical and statistical value to justify the purchase. Five volumes of the books were before the committee as samples, and were found to